

CITY COUNCIL, CITY OF LODI  
CITY HALL COUNCIL CHAMBERS  
JUNE 7, 1978

A regular meeting of the City Council of the City of Lodi was held beginning at 8:00 p.m., Wednesday, June 7, 1978 in the City Hall Council Chambers.

ROLL CALL

Present: Councilmen - Hughes, Katzakian,  
McCarty and  
Pinkerton (Mayor)

Absent: Councilmen - Katnich

Also

Present: City Manager Glaves; Assistant  
City Manager Glenn; James  
Giottonini, Associate Civil  
Engineer; City Attorney Robert H.  
Mullen; and City Clerk Reimche.

INVOCATION

The invocation was given by Reverend Mike  
Seto, First Baptist Church.

PLEDGE

Mayor Pinkerton led the Pledge of Allegiance  
to the flag.

MINUTES

On motion of Councilman Katzakian, Hughes  
second, the Minutes of May 17, 1978 were  
approved as written and mailed.

PROPOSED  
CULTURAL  
PRESERVATION  
ACT  
CC-14(a)

Ms. Rita Sherman, 233 S. Pleasant Ave., Lodi  
proposed the adoption of a City Cultural Preser-  
vation Act whereby the City Council would  
declare that the recognition, preservation, pro-  
tection and use of cultural resources are re-  
quired in the interest of the prosperity, social  
and cultural enrichment and general welfare of  
the people, and further proposed that the  
purpose of this act would be to:

A. Safeguard the heritage of the city by preserv-  
ing improvements and natural features which  
reflect elements of the city's cultural history;

B. Encourage public understanding and involve-  
ment in the unique architectural and environ-  
mental heritage of the city through educational  
programs;

PROPOSED  
CULTURAL  
PRESERVATION  
ACT (Cont'd.)

C. Strengthen civic pride in the beauty and notable accomplishments of the past, to promote their continued use today and encourage excellence in the building of the future;

D. Protect and enhance the city's attractions to residents seeking a pleasant way of life, tourists and visitors and thereby to support and stimulate business and industry;

E. Enhance the visual and aesthetic character, diversity and interest of the city;

F. Promote the private and public use and preservation of historic districts and structures for the education, appreciation and general welfare of the people;

G. Stabilize and improve property values;

H. Strengthen the economy of the city; and

I. Take whatever steps are reasonable and necessary to safeguard the property rights of the owners whose property is declared to be a landmark or is located in an area designated as a landmark district.

Ms. Sherman also proposed that under the act there would be created a Cultural Preservation Committee, the purpose of which would be to recognize, protect and promote the retention and use of landmarks in the city and to promote awareness of Lodi's unique heritage.

Ms. Sherman presented a proposed Cultural Preservation Ordinance for Council's scrutiny.

Also speaking on the subject was Ms. Naomi Carey, 402 W. Oak Street, Lodi.

Following Council discussion with questions being directed to Staff, Ms. Sherman, and Ms. Carey, on motion of Councilman Hughes, Katzakian second, Council asked for volunteers to serve on a "Cultural Preservation Act" Ad Hoc Committee whose charge would be:

a) To conduct a survey of all cultural resources in the City which may be eligible for designation as landmarks or landmark districts or structures of merit;

b) To recommend to the City Council that certain areas, places, buildings, structures, natural features, works of art or similar objects having a significant historical, cultural, architectural, archeological, community or aesthetic value as part of the heritage of the city be designated as a landmark;

c) To keep current and publish a register of landmarks, landmark districts and structures of merit;

Minutes of June 7, 1978, continued

PROPOSED  
CULTURAL  
PRESERVATION  
ACT (Cont'd.)

CC-17 (5)

d) To encourage public understanding of and involvement in the unique architectural and environmental heritage of this city through educational and interpretative programs. Such programs may include lectures, tours, walks, reports or publications, films, open houses and special events; and

e) To obtain for Council's perusal a copy of the City of Stockton's Cultural Preservation Ordinance.

PLANNING  
COMMISSION

CC-35

City Manager Graves gave the following report of the Planning Commission meeting of May 22, 1978:

ITEMS OF  
INTEREST

The Planning Commission -

1. Recommended that the San Joaquin County Planning Commission approve the request of Mr. Melvin Helmle to rezone a 20 acre parcel on the north side of State Route 12 (i.e. Kettleman Lane); 2000 feet east of Lower Sacramento Road from I-PA, Interim Protected Agriculture to GA-20 or GA-40, General Agriculture.

2. Recommended that the San Joaquin County Planning Commission approve the request of Mr. William Graffigna for a Use Permit to expand a non-conforming mobilehome park at the northeast corner of State Route 99 and Woodbridge Road in an area zoned C-2, General Commercial.

CONSIDERATION  
OF ADOPTING COG  
HOUSING ELEMENT  
AS CITY'S INTERIM  
HOUSING ELEMENT  
OF LODI GENERAL  
PLAN SET FOR  
PUBLIC HEARING

CC-53(a)

City Manager Graves also apprised the City Council that the Planning Commission in action taken at its June 7, 1978 meeting, approved Resolution 78-1 which recommends that the City Council adopt by reference the San Joaquin County Council of Governments' Housing Element as the City's Interim Housing Element of the Lodi General Plan.

On motion of Councilman Katzakian, Hughes second, the matter was set for Public Hearing June 21, 1978.

COMMUNICATIONS

INVITATION FROM  
U.S. DEPT. OF  
AGRICULTURE  
SOIL CONSERVA-  
TION SERVICE

CC-78)

City Clerk Reimche presented an invitation which had been received from the United States Department of Agriculture Soil Conservation Service to attend a public meeting being held Thursday, June 15, 1978 at 7:30 p.m. in the University of California Extension Service Auditorium, 420 South Wilson Way, Stockton, to discuss the present soil, water and related resource conservation program in San Joaquin County.

Minutes of June 7, 1978, continued

COMMUNICATIONS  
(Continued)

APPLICATION TO  
SUBMIT LATE  
CLAIM AND CLAIM  
PRESENTED

CC-40

Following introduction of the matter by City Clerk Reimche, on motion of Councilman Katzakian, Hughes second, Council denied Application to submit late claim, rejected claim for damages filed on behalf of Donald A. Knight and referred the matter to the City's Contract Administrator.

LETTER RECEIVED  
FROM STATE OF  
CALIF. OFFICE OF  
PLANNING &  
RESEARCH RE  
LODI'S GENERAL  
PLAN

CC-534

City Clerk Reimche presented a letter which had been received from Deni Greene, Acting Director, State of California, Office of Planning and Research advising of their approval of the City's request for an extension of time to complete the safety, seismic safety, and noise elements of the Lodi General Plan. The extension is granted for the period of May 24, 1978 to October 1, 1978, in order to allow additional time for the preparation and adoption of the safety, seismic safety, and noise elements.

Mrs. Greene further advises that in granting the extension, it is her understanding that the City Council will review and approve proposed development prior to the element's adoption on the basis of Resolution Nos. 78-16 and 78-17. Mrs. Greene states that it is her opinion that these adopted procedures are consistent with Government Code Section 65302.6(c) (3), which requires that the various land use matters approved during a general plan extension period will be consistent with plans under study.

The letter further states that :

"Additionally, the following conditions are imposed on this time extension:

"1. No zoning ordinances shall be enacted until such time as all mandatory elements have been adopted according to state law with the exception of the following:

"a. Interim ordinances adopted pursuant to Government Code Section 65858.

"b. More restrictive zoning needed to maintain existing and planned uses in an area following expiration of an interim ordinance and pending final adoption of all mandatory elements of the general plan.

"c. Rezoning which is less restrictive, but where the maintenance of existing zoning would create a hardship and the new use is contiguous to existing compatible uses. Such rezonings shall be accomplished by a finding of hardship setting forth those social and economic reasons justifying immediate rezoning pending the final adoption of all mandatory elements and setting forth the express findings of the new zoning ordinances with each of the existing elements of the City of Lodi General Plan.

Minutes of June 7, 1978, continued

LETTER FROM  
STATE OPR RE  
GENERAL PLAN  
(Continued)

CC-534

"2. Tentative and final subdivision maps and parcel maps may only be approved by the City if they are consistent with the existing elements of the City of Lodi General Plan and if such approval would not adversely affect an area of concern which any of the existing elements, as specified in the State General Plan Guidelines, is intended to mitigate.

"3. The City shall follow all other policies and procedures as outlined in the extension request application.

"As evidence of compliance with the above conditions the City must submit a resolution of adoption to OPR.

"When the safety, seismic safety, and noise elements are adopted, you must submit a copy of the elements and the City Council's resolution of adoption to this office. If there are any changes in these procedures, please notify us immediately."

The letter concludes with the following statement:

"Regarding the request for an extension of time to complete the housing element of your general plan, I regret to inform you that the request has been denied. Government Code Section 65302.6(a) explicitly states that the director shall make certain findings prior to granting an extension. Inasmuch as the findings you presented in your supplemental Resolution No. 78-48 do not meet any of the six findings listed in Section 65302.6(a), we find no justification for granting an extension.

"If you have any questions, please contact Vivian Kahn of my staff at (916) 445-1114."

No action was taken by the Council on the matter.

LETTER OF  
APPRECIATION  
RE AB 2347

CC-28

The City Clerk apprised the Council of a letter she had received from Assemblyman Paul T. Bannai expressing appreciation for Mayor Pinkerton's approval of his introduction of AB 2347.

PLANNING  
COMMISSIONER  
LARKIN RESIGNS

CC-35

Mayor Pinkerton announced the resignation of Planning Commissioner Eugene Larkin and directed the City Clerk to make the necessary posting of this vacancy.

Councilman Hughes expressed the Council's appreciation to Mr. Larkin for his year of dedicated service to the community in serving as a City Planning Commissioner.

Minutes of June 7, 1978, continued

COMMUNICATIONS  
(Continued)MARGARET TALBOT  
REAPPOINTED TO  
PLANNING  
COMMISSION  
cc - 35

Following introduction of the subject of the forthcoming expiration of the term of Planning Commissioner Margaret Talbot, it was proposed by Councilman Katzakian that Ms. Talbot be reappointed to serve another 4-year term.

Mr. Dave Mende then proposed that Delmar Petzold be considered for appointment to the forthcoming vacancy. It was determined that Mr. Petzold had been contacted several times to submit a resume for consideration for appointment, but as of this date his resume had not been received.

Ms. Carolee Weber, 558 Willow Glen Drive, Lodi then spoke on behalf of the reappointment of Ms. Margaret Talbot.

Following additional discussion, Council, on motion of Councilman Katzakian, Hughes second, concurred with Mayor Pinkerton's reappointment of Ms. Margaret Talbot to a four year term as a Lodi City Planning Commissioner, which term will expire June 30, 1982.

CITY OF LODI TO  
BE LISTED AS  
AMICUS CURIAE IN  
CASE OF  
THOMSON VS  
CITY OF ALBANY  
cc - 30

City Attorney Mullen apprised the City Council of a letter that had been received from Attorney Jerome Berg apprising that Albany City Councilman Hubert Call was charged in a civil taxpayer's suit with violating Section 1070 of the California Government Code. The Judge ordered that the Councilman be penalized \$258,000.

Following discussion, Council, on motion of Councilman Hughes, Katzakian second, empowered City Attorney Mullen to list the City of Lodi as an Amicus Curiae in the case of Thomson vs City of Albany.

## REPORTS OF THE CITY MANAGER

CONSENT CALENDAR In accordance with report and recommendation of the City Manager, the following actions hereby set forth between asterisks, on motion of Councilman Hughes, Katzakian second, were approved by the Council.

## CLAIMS

cc - 21(a)

CLAIMS WERE APPROVED IN THE AMOUNT OF \$1,992,660.12.

Minutes of June 13, 1978, continued

AWARD-ALMOND  
DRIVE STORM  
DRAIN

RES. NO. 78-55

CC-12(3)

City Manager  
which he  
Almond  
Cherokee  
that the  
low bid

↑

June 7, 1978

the following bids  
contract for  
Stockton Street to  
larger recommended  
Engineering, the

BIDDER

AMOUNT

R. D. Engineering	\$ 98,495.00
Teichert Construction	\$ 99,169.00
E. P. Construction, Inc.	\$110,798.00
Claude C. Wood Co.	\$125,003.50

Council adopted the following resolution:

RESOLUTION NO. 78-55

RESOLUTION AWARDING THE CONTRACT FOR  
"ALMOND DRIVE STORM DRAIN, STOCKTON  
STREET TO CHEROKEE LANE" TO R. D.  
ENGINEERING, THE LOW BIDDER, IN THE  
AMOUNT OF \$98,495.00.

AWARD-ENGLISH  
OAKS COMMONS  
BLOCK WALL

RES. NO. 78-56

CC-12(2)

The City Manager presented the following bids  
which had been received for "English Oaks  
Commons Block Wall", recommending that the  
award be made to T. A. Molfino, the low bidder.

BIDDER

AMOUNT

T. A. Molfino	\$15,962.00
Fanos Construction	\$22,546.00

Council subsequently adopted the following  
resolution:

RESOLUTION NO. 78-56

RESOLUTION AWARDING THE CONTRACT FOR  
"ENGLISH OAKS COMMONS BLOCK WALL" TO  
T. A. MOLFINO, THE LOW BIDDER, IN THE  
AMOUNT OF \$15,962.00.

AGENDA ITEM "d"  
REMOVED FROM  
CONSENT  
CALENDAR

Following a request by Councilman McCarty,  
Council tacitly concurred with the removal of  
Agenda item "d" - "Award - Sewer Plant Demo-  
lition" from the Consent Calendar.

ACCEPTANCE OF  
"SCARBOROUGH  
DRIVE STORM  
DRAIN" CC-14

Council was advised that the contract for "Scarbor-  
ough Drive Storm Drain, Century Boulevard to 380'  
N/Chenin Blanc Drive" which was awarded to  
Teichert Construction in the amount of \$23,356.35  
has been completed in substantial conformance with  
the plans and specifications approved by the City  
Council.

THE CITY COUNCIL ACCEPTED THE IMPROVE-  
MENTS IN "SCARBOROUGH DRIVE STORM DRAIN ,  
CENTURY BOULEVARD TO 380' N/CHENIN BLANC  
DRIVE" AND DIRECTED THE PUBLIC WORKS  
DIRECTOR TO FILE A NOTICE OF COMPLETION  
WITH THE COUNTY RECORDER'S OFFICE.

Minutes of June 7, 1978, continued

ACCEPTANCE OF  
"LODI LAKE  
STORM PUMP  
STATION  
DEMOLITION"

CC - 14 (a)

Council was apprised that the contract for the "Lodi Lake Storm Pump Station Demolition, Turner Road at Mills Avenue" which was awarded to Claude C. Wood Co. of Lodi on April 19, 1978 in the amount of \$7,707.00 has been completed in substantial conformance with the plans and specifications approved by the City Council.

THE CITY COUNCIL ACCEPTED THE IMPROVEMENTS IN "LODI LAKE STORM PUMP STATION DEMOLITION, TURNER ROAD AT MILLS AVENUE" AND DIRECTED THE PUBLIC WORKS DIRECTOR TO FILE A NOTICE OF COMPLETION WITH THE COUNTY RECORDER'S OFFICE.

ACCEPTANCE OF  
"LODI LAKE  
STORM DRAIN  
PUMPS"

CC - 20

City Manager Graves advised the City Council that the contract for "Lodi Lake Storm Drain Pumps" which was awarded to San Joaquin Pump Company of Lodi on November 15, 1977 in the amount of \$12,497.40 has been completed in substantial conformance with the plans and specifications approved by the City Council.

THE CITY COUNCIL ACCEPTED THE IMPROVEMENTS IN "LODI LAKE STORM DRAIN PUMPS" AND DIRECTED THE PUBLIC WORKS DIRECTOR TO FILE A NOTICE OF COMPLETION WITH THE COUNTY RECORDER'S OFFICE.

PLANS & SPECS  
FOR "SUBDIVISION  
PAVING"-1978  
APPROVED

CC - 20

THE CITY COUNCIL APPROVED THE PLANS AND SPECIFICATIONS FOR "SUBDIVISION PAVING - 1978" AND AUTHORIZED THE CITY CLERK TO ADVERTISE FOR BIDS THEREON.

\*\*\*\*\*

BIDS REJECTED  
ON SEWER PLANT  
DEMOLITION

CC - 14 (a)

Following introduction of Agenda item "d" - "Award - Sewer Plant Demolition", Councilman McCarty asked that the City delay any capital outlay projects until a priority list could be developed.

Council discussion followed. Following an inquiry by the Council, City Manager Graves stated that the demolition project would be funded with federal revenue-sharing money but stated that the funds could be retained and used for other capital outlay projects.

Following additional discussion, Council, on motion of Councilman McCarty, Katsakian second, rejected all bids received for the "Demolition - Old Sewer Plant, 1331 South Ham Lane". The motion carried by the following vote:

Ayes: Councilmen - Katsakian, McCarty and Pinkerton

Noes: Councilmen - Hughes

Absent: Councilmen - Katsich



Minutes of June 7, 1978, continued

REPORT BY  
COMMITTEE  
APPOINTED TO  
REVIEW & RECOM-  
MEND DENSITY  
AND LAND USAGE  
IN C-P ZONING  
DEFERRED

CC-53a

Mayor Pinkerton introduced Agenda item "i" -  
"Report of Committee appointed to review and  
recommend density and land usage in C-P  
zoning."

Councilman Katzakian asked to abstain from any  
discussion and voting on this matter.

In checking with members of the Committee who  
were present in the audience, that because of the  
absence of the Committee Chairman Councilman  
Katnich and the fact that the Committee had just  
this evening received additional information, the  
Committee asked that the matter be continued to  
the regular Council meeting of June 21, 1978.

MORATORIUM  
EXTENDED

CC-  
53a

On motion of Councilman McCarty, Hughes  
second, Council extended the freeze placed on  
all residential permits in C-P zones throughout  
the City (Resolution No. 4443 adopted December  
14, 1977) to June 21, 1978, at which time Council  
will receive the report of the Committee appointed  
to review and recommend density and land usage in  
C-P zoning. The motion carried by the following  
vote:

Ayes: Councilmen - Hughes, McCarty and  
Pinkerton

Noes: Councilmen - None

Abstain: Councilmen - Katzakian

Absent: Councilmen - Katnich

"NO PARKING"  
ZONE ESTAB-  
LISHED ON SOUTH  
SIDE OF KETTLE-  
MAN NEAR  
WASHINGTON

RES. NO. 78-57  
CC-48(e)

Council was apprised that Mr. Daryl Geweke of  
Geweke Ford has requested that parking restric-  
tion be established adjacent to a new driveway near  
the east property line of their property. The  
Engineering Division has investigated the matter  
and found parked vehicles create a dangerous sight  
distance problem to approaching eastbound traffic  
on Kettleman Lane.

Following discussion, on motion of Councilman  
Katzakian, Hughes second, Council adopted  
Resolution No. 78-57 establishing a "No Parking"  
zone on Kettleman Lane near Washington Street.

STOP SIGN AND  
YIELD SIGN  
ESTABLISHED  
AT VIRGINIA AVE.  
& CLOWE COURT

RES. NO. 78-58  
CC-49(h)

City Manager Graves advised the City Council that  
Clowe Court in Homestead Manor No. 1 has recently  
been opened onto Virginia Avenue and, because of  
the wide expanse of the intersection and increased  
traffic volumes, it has developed into a potentially  
hazardous intersection.

Following discussion, with questions being directed  
to Staff, Council, on motion of Councilman Katzakian,  
Hughes second, adopted Resolution No. 78-58 requir-  
ing traffic turning left from Clowe Court to stop be-  
fore entering Virginia Avenue, and requiring traffic  
turning right from Clowe Court to yield to Virginia  
Avenue traffic.

Minutes of June 7, 1978, continued

APPROVAL OF  
WHITE SLOUGH  
LEASE AGREE-  
MENT WITH  
AL BECHTHOLD

10-77(2)

Council was reminded that at the regular Council meeting of March 1, 1978, the City Council directed Staff to renegotiate the lease agreement on the White Slough property with the City's present lessee, Mr. Bechthold.

A proposed new lease agreement increasing the per acre rental from \$47.50 to \$65.00 per acre was presented for Council's perusal. It was pointed out that the use of this land is restricted and regulated by the State Health Department since the land is being irrigated by plant effluent.

On motion of Councilman Katzakian, Hughes second, Council authorized the City Manager to execute the proposed lease agreement between the City of Lodi and Mr. Al Bechthold covering the use of the White Slough Property.

REIMBURSEMENT  
RESOLUTIONS

RES. NOS. 78-59,  
78-60 and 78-61

10-51(2)

City Manager Graves recommended the adoption of three resolutions calling for reimbursement to the City of Lodi for installation of water lines on 1) Ham Lane; 2) Stockton Street and Century Boulevard; and 3) Cherokee Lane and Almond Drive advising that

1) When the Tokay High School was built at Ham Lane and Century Boulevard, the City of Lodi extended the existing water system south from Kettleman Lane to the northwest corner of the new high school to provide adequate circulation and supply to the general area. This line will provide services, as well, to the abutting properties being developed as part of the future Beckman Ranch.

2) This main provided a looped system to the industrial area being developed on Stockton Street south of Kettleman Lane. The project was funded by an Economic Development Grant, and because of the nature of the funding and time of construction, the contract prices appeared to be excessively high. Reimbursement figures have been adjusted to take this into consideration and are being based on what we consider a reasonable price if a developer were to put the line in himself.

3) This main provided fire protection to the commercial area on Cherokee Lane south of Kettleman and will provide service to the properties on Almond Drive and the east side of Cherokee Lane.

The City is eligible for reimbursement under Ordinance No. 1012 and adoption of these resolutions will set forth the amounts and levy the charges as outlined in the ordinance.

Copies of sketches showing the amounts and areas of reimbursement for each resolution were presented for Council's perusal.

Minutes of June 7, 1978, continued

REIMBURSEMENT  
RESOLUTIONS

RES. NOS. 78-59,  
78-60 and 78-61  
(Continued)

CC - 11(x)

On motion of Councilman Katzakian, Hughes second, Council adopted Resolution No. 78-59 calling for reimbursement to the City of Lodi for installation of water lines on Ham Lane.

On motion of Councilman Katzakian, Hughes second, Council adopted Resolution No. 78-60 calling for reimbursement to the City of Lodi for installation of water lines on Stockton Street and Century Boulevard.

On motion of Councilman Katzakian, Hughes second, Council adopted Resolution No. 78-61 calling for reimbursement to the City of Lodi for installation of water lines on Cherokee Lane and Almond Drive.

POPLAR STREET  
STREET LIGHT  
DISTRICT

CC - 10(a)

The City Manager advised Council that only one bid had been received for the Poplar Street Street Lighting District, which bid exceeded the engineer's estimate for the project by more than 15 percent.

Pursuant to Council's direction at the May 17, 1978 Council meeting, the City Clerk sent notices to the property owners in the Poplar Street Street Light District advising that the only bid received on this contract exceeded the engineer's estimate by more than 15% and that the matter had been continued to the regular City Council meeting of June 7, 1978.

The following property owners in the Poplar Street Street Light District were in the audience and urged Council to reject the sole bid received and to readvertise for bids:

BIDS REJECTED  
& STAFF  
DIRECTED TO  
READVERTISE FOR  
BIDS CC - 10(a)

a) Harry R. Schafer, 1336 W. Oak Street, Lodi

b) H. B. Abbott, 340 Poplar Street, Lodi

On motion of Councilman Katzakian, Hughes second, Council rejected the sole bid received for the contract for the Poplar Street Street Lighting District and authorized the readvertising for bids thereon.

AWARD-CERTAIN  
CONCESSION  
PRIVILEGES FOR  
LODI LAKE PARK

RES. NO. 78-62

CC - 22a

Council was advised that no bids had been received for the Lodi Lake Park concessions when advertised and subsequently, the Council directed Staff to negotiate with possible interested parties in order to arrive at an agreement to operate the concession stand on a three-year basis.

The following persons have indicated their interest in operating the concession Stand at Lodi Lake Park and have submitted the following proposals:

RES. NO. 78-62  
CONCESSION  
PRIVILEGES  
LODI LAKE PARK  
(Continued)

11-2700

Minutes of June 7, 1978, continued

Kathy McQueen Bid: 20% of all gross sales

Dick DeGrande Bid: 20% of all gross sales

Dorothy Seibel Bid: 21% of all gross sales

It was Staff's recommendation that the bid of Dorothy Seibel of 21% of all gross sales be accepted.

Kathy McQueen who was in the audience, addressed the City Council outlining her proposal, advising that along with the regular amenities she would propose to have a number of different items available.

Council discussion followed with questions being directed to Ms. McQueen and to Staff.

Councilman Hughes moved to award the concession privileges at Lodi Lake Park to Kathy McQueen whose bid was for 20% return to the City of all gross sales. The motion died for lack of a second.

Following additional discussion, Councilman Katzakian moved for adoption of Resolution No. 78-62 accepting the bid of Dorothy Seibel for certain Lodi Lake Park concession privileges for a period of one year with operations to commence no later than June 17, 1978, and with a 21% return to the City of all gross sales. The motion was seconded by Councilman McCarty and carried by the following vote:

Ayes: Councilmen - Katzakian, McCarty and Pinkerton

Noes: Councilmen - Hughes

Absent: Councilmen - Katnich

COUNCIL  
APPROVES "SOFT"  
ROCK CONCERT  
TO BE HELD AT THE  
LODI GRAPE BOWL  
ON 7/15/78

CC-40

A proposed agreement between the City of Lodi and the First American Musicorporation for a "soft" rock concert to be held at the Lodi Grape Bowl July 15, 1978 headlining the Beach Boys was presented for Council's perusal. City Attorney Mullen outlined the terms of the Agreement and answered questions as were directed by the Council.

Mr. Mark Baggett, a representative of the First American Musicorporation, was in the audience and also answered questions as were directed by the City Attorney and the City Council.

Following a lengthy discussion, on motion of Councilman Hughes, McCarty second, Council approved the agreement with First American Musicorporation for a "soft" rock concert to be held at the Lodi Grape Bowl between the hours of 11:00 a.m. and 5:00 p.m. on July 15, 1978 and authorized the City Manager to execute the Agreement on behalf of the City.

Minutes of June 7, 1978, continued

4TH OF JULY  
CELEBRATION

cc - 40

City Manager Graves introduced Agenda item "q" - "Discussion re 4th of July Celebration" apprising the City Council that the past two years the celebration has evolved around the following activities:

- a) Boat races at Lodi Lake Park
- b) Stage show and fireworks show at the Lodi Grape Bowl

Council was advised that some commitment has been made for the boat races and that Council direction was being sought for the holding of these activities.

A very lengthy Council discussion followed with the idea of soliciting service clubs to contribute financial support toward the holding of this celebration being proposed.

Parks and Recreation Director DeBenedetti was in the audience and answered questions regarding the matter as were directed by Council.

Councilman Hughes then moved that the Recreation Department Staff be directed to assist in the arrangements and the carrying out of the celebration, but that the City not accept any financial responsibility for this event.

The motion was seconded by Mayor Pinkerton and failed to pass by the following vote:

Ayes: Councilmen - Hughes and Pinkerton

Noes: Councilmen - Katzakian and McCarty

Absent: Councilmen - Katnich

Additional discussion followed with questions being directed to Staff.

Councilman McCarty moved that Staff be authorized to proceed with plans for the annual 4th of July celebration with boat races to be held at Lodi Lake Park and a stage show and fireworks show to be held at the Lodi Grape Bowl. Gate fees for the fireworks show to be increased to 75¢ for adults and 25¢ for children 12 years and under. The motion was seconded by Councilman Katzakian and carried with Staff being directed to formulate the stage show at the lowest possible cost. The City Council also determined that it would solicit local service clubs for financial support for this event.

AGENDA ITEM "r"  
DEFERRED TO  
6/21/78 MEETING

At the suggestion of Mayor Pinkerton and with Council's tacit concurrence, Agenda item "r" - "Proposed residential energy conservation program" was continued to the regular Council meeting of June 21, 1978.

Minutes of June 7, 1978, continued

The following proposals were presented by Councilman McCarty:

12-35 PROPOSALS BY  
COUNCILMAN  
MC CARTY RE:  
PLANNING  
COMMISSIONERS  
TO RESIDE  
WITHIN CITY

1) The City Code be amended to require Planning Commission members to reside within the City limits of the City of Lodi.

12-36 DEFLECTING  
DEVICE TO BE  
INSTALLED ON  
POWER POLE  
NEAR WID  
CROSSING

2) That some type of deflecting device be installed on the power pole located immediately west of the W.I.D. crossing situated at Lower Sacramento Road and Lodi Avenue where there is a travel lane reduction from 4 lanes to approximately 3 lanes.

12-37 INDUSTRIAL  
PARK DEVELOP-  
MENT  
ASSISTANCE  
URGED

3) That Council direct Staff to give as much attention as possible to the Industrial Park Development so that this development can proceed without unnecessary delay.

12-21(b) 1978-79 BUDGET

The recommended 1978-79 Budget was presented to the City Council. A brief review of the proposed budget was presented with no action being taken by the City Council on the matter.

ADJOURNMENT

There being no further business to come before the City Council, Mayor Pinkerton adjourned the meeting at approximately 10:55 p.m.

Attest:

*Alice M. Reimche*  
ALICE M. REIMCHE  
CITY CLERK